

**STATE OF CALIFORNIA**  
**BUSINESS, TRANSPORTATION AND HOUSING AGENCY**  
**DEPARTMENT OF CORPORATIONS**

**TO: LAD RAYMOND WENTZEL**  
**DBA CHECK-MATE**  
**920 Oak Lane**  
**Rio Linda, CA 95673**

**CITATIONS**  
**AND**  
**DESIST AND REFRAIN ORDER**  
**(Pursuant to California Financial Code sections 23050 and 23058)**

The California Corporations Commissioner finds that:

1. Lad Raymond Wentzel dba Check-Mate, hereinafter “Licensee” is, and was at all relevant times herein, conducting business as an individual with his principal place of business located at 920 Oak Lane, Rio Linda, CA 95673.

2. On or about December 31, 2004, Licensee obtained a license from the California Corporations Commissioner (“Commissioner”) to engage in the business of deferred deposit transactions at 920 Oak Lane, Rio Linda, CA 95673.

3. An examination of Licensee conducted by the Commissioner on January 24, 2008 disclosed the following violations at 920 Oak Lane, Rio Linda, CA 95673.

Citation A. Licensee failed to disclose correct Annual Percentage Rates (APRs) in Agreements for deferred deposit transactions in violation of Financial Code section 23035 (e) (1). This violation was disclosed to the licensee during the previous regulatory examination conducted on May 16, 2006.

Citation B. Licensee failed to include disclosure in written agreement that licensee cannot make a deferred deposit transaction contingent on the purchase of another product or service in violation of Financial Code section 23035 (e) (11). This violation was disclosed to the licensee during the previous regulatory examination conducted on May 16, 2006.

Citation C. Licensee failed to maintain evidence of the check for closed deferred

1 deposit transactions in violation of California Code of Regulations section 2025 (c) (1). This  
2 violation was disclosed to the licensee during previous regulatory examination conducted on  
3 May 16, 2006.

4 Pursuant to California Financial Code section 23058, Licensee is hereby ordered to pay to  
5 the Commissioner an administrative penalty in the total amount of \$7,500 for the following  
6 Citations within 30 days from the date of these Citations.

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8 Citation A. \$2,500

9 Citation B. \$2,500

10 Citation C. \$2,500

11 Pursuant to California Financial Code section 23050, Licensee is hereby ordered to desist  
12 and refrain from engaging in the business of deferred deposit transactions in the State of  
13 California in violation of the above referenced sections.

14 These Citations and Desist and Refrain Order are necessary, in the public  
15 interest, for the protection of consumers and is consistent with the purposes, policies and  
16 provisions of the California Deferred Deposit Transaction Law. These Citations and Desist and  
17 Refrain Order shall remain in full force and effect until further order of the Commissioner.

18 These Citations are separate from any further action that may include  
19 other administrative, civil or criminal remedies that the Commissioner may take based upon the  
20 violations of law cited herein or otherwise.

21  
22 California Financial Code section 23058 provides, in relevant part:

23 (a) If, upon inspection, examination or investigation, based upon a  
24 complaint or otherwise, the department has cause to believe that a person  
25 is engaged in the business of deferred deposit transactions without a license,  
26 . . . the department may issue a citation to that person in writing, describing  
27 with particularity the basis of the citation. Each citation may contain . . . an  
28 assessment of an administrative penalty not to exceed two thousand five hundred  
dollars (\$2,500) . . . .

(c) If within 30 days from the receipt of the citation of the person cited fails

1 to notify the department that the person intends to request a hearing as  
2 described in subdivision (d), the citation shall be deemed final.

3 (d) Any hearing held under this section shall be conducted in accordance with  
4 Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2  
of the Government Code . . . .

5 California Financial Code section 23050 provides:

6 Whenever, in the opinion of the commissioner, any person is engaged in the  
7 business of deferred deposit transactions, as defined in this division, without  
8 a license from the commissioner, or any licensee is violating any provision  
9 of this division, the commissioner may order that person or licensee to desist  
10 and to refrain from engaging in the business or further violating this division.  
If, within 30 days, after the order is served, a written request for a hearing is  
filed and no hearing is held within 30 days thereafter, the order is rescinded.

11 The request for a hearing may be made by delivering or mailing a written request to:

12 Steven Thompson  
13 Special Administrator  
14 California Deferred Deposit Transaction Law  
15 Department of Corporations  
16 320 West 4<sup>th</sup> Street, Ste. 750  
Los Angeles, California 90013-2344  
(213) 576-7610

17 Dated: July 17, 2008  
18 Los Angeles, CA

PRESTON DUFAUCHARD  
California Corporations Commissioner

19  
20 By \_\_\_\_\_  
21 Steven C. Thompson  
22 Special Administrator  
California Deferred Deposit Transaction Law  
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